

1 SENATE BILL NO. 123

2 INTRODUCED BY B. TUTVEDT

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT A JUSTICE OF THE MONTANA SUPREME  
5 COURT MUST BE SELF-RECUSED FROM A CASE WHEN THE JUSTICE KNOWS OR LEARNS OF CERTAIN  
6 FINANCIAL CONTRIBUTIONS TO THE JUSTICE; AND PROVIDING AN APPLICABILITY DATE."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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10 NEW SECTION. **Section 1. Disqualification based on independent expenditures.** A justice of the  
11 Montana supreme court must be self-recused from a case in which the justice knows or learns by means of a  
12 timely motion that a party or the party's attorney has, within the previous 8 years, made aggregate contributions  
13 to the justice's campaign for the court or to a political committee that made independent expenditures in the  
14 justice's campaign for the court in an amount greater than the amount provided in 13-37-216(1)(a)(ii).

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16 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
17 integral part of Title 3, chapter 2, and the provisions of Title 3, chapter 2, apply to [section 1].

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19 NEW SECTION. **Section 3. Applicability.** [This act] applies to contributions made after October 1,  
20 2011.

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